

194 155

STATE OF SOUTH CAROLINA

(Caption of Case)

South Carolina Electric & Gas Company -
Application for Mid-Period Adjustment in Two
Phases of Base Rates Charged by South Carolina
Electric and Gas Company for the Recovery of Fuel
Costs Associated with Its Service to Retail Electrical
Customers

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET

NUMBER: 2008 - 302 - E

(Please type or print)

Submitted by: E. Wade Mullins, III

Address: P.O Box 61110
Columbia, SC 29260

SC Bar Number: 3525

Telephone: 803-252-7693

Fax: 803-254-5719

Other: _____

Email: wmullins@bprwm.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition

☐ Request for item to be placed on Commission's Agenda expeditiously

☐ Other: _____

NATURE OF ACTION (Check all that apply)

INDUSTRY (Check one)

- ☒ Electric
- ☐ Electric/Gas
- ☐ Electric/Telecommunications
- ☐ Electric/Water
- ☐ Electric/Water/Telecom.
- ☐ Electric/Water/Sewer
- ☐ Gas
- ☐ Railroad
- ☐ Sewer
- ☐ Telecommunications
- ☐ Transportation
- ☐ Water
- ☐ Water/Sewer
- ☐ Administrative Matter
- ☐ Other: _____

- ☐ Affidavit
- ☐ Agreement
- ☐ Answer
- ☐ Appellate Review
- ☐ Application
- ☐ Brief
- ☐ Certificate
- ☐ Comments
- ☐ Complaint
- ☐ Consent Order
- ☐ Discovery
- ☐ Exhibit
- ☐ Expedited Consideration
- ☐ Interconnection Agreement
- ☐ Interconnection Amendment
- ☐ Late-Filed Exhibit

- ☐ Letter
- ☐ Memorandum
- ☒ Motion
- ☐ Objection
- ☐ Petition
- ☐ Petition for Reconsideration
- ☐ Petition for Rulemaking
- ☐ Petition for Rule to Show Cause
- ☐ Petition to Intervene
- ☐ Petition to Intervene Out of Time
- ☐ Prefiled Testimony
- ☐ Promotion
- ☐ Proposed Order
- ☐ Protest
- ☐ Publisher's Affidavit
- ☐ Report

- ☐ Request
- ☐ Request for Certification
- ☐ Request for Investigation
- ☐ Resale Agreement
- ☐ Resale Amendment
- ☐ Reservation Letter
- ☐ Response
- ☐ Response to Discovery
- ☐ Return to Petition
- ☐ Stipulation
- ☐ Subpoena
- ☐ Tariff
- ☐ Other: _____

BRUNER, POWELL, ROBBINS, WALL & MULLINS, LLC

ATTORNEYS AND COUNSELORS AT LAW
1735 ST. JULIAN PLACE, SUITE 200
POST OFFICE BOX 61110
COLUMBIA, SOUTH CAROLINA 29260-1110
TELEPHONE (803) 252-7693
FAX (888) 465-8015
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JAMES L. BRUNER, P.A.
WARREN C. POWELL, JR., P.A.*
RONALD E. ROBBINS, P.A.
HENRY P. WALL, P.A.
E. WADE MULLINS, III, P.A.

BRIAN P. ROBINSON, P.A.
WESLEY D. PEEL, P.A.
JOEY R. FLOYD, P.A.
WILLIAM D. BRITT, JR., P.A.

AUTHOR'S E-MAIL: WMULLINS@bprwm.com

* Also Admitted in District of Columbia

August 28, 2008

VIA HAND DELIVERY

The Honorable Charles L.A. Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

RECEIVED
2008 SEP - 2 PM 3:18
SC PUBLIC SERVICE
COMMISSION

RE: **South Carolina Electric and Gas Company –Application for Mid-Period
Adjustment in Two Phases of Base Rates Charged by South Carolina
Electric and Gas Company for the Recovery of Fuel Costs Associated with Its
Service to Retail Electrical Customers
Public Service Commission of South Carolina Docket No. 2008-302-E
Our File No.: 7-1719-103**

Dear Mr. Terreni:

Enclosed for filing please find the original and ten (10) copies of the Motion for Admission Pro Hac Vice in the above referenced matter. I have also enclosed an extra copy of the Motion and would appreciate you file stamping the extra copy and returning it to me via courier. By copy of this letter, I am serving all parties of record. If you have any questions or need additional information, please do not hesitate to contact me.

With my kindest regards, I am

Sincerely yours,



E. Wade Mullins, III

EWM/rdd

Enclosures

cc: Counsel of Record
Damon E. Xenopoulos, Esquire

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

Docket No. 2008-302-E

RECEIVED
2008 SEP - 2 PM 3:18
SOUTH CAROLINA
PUBLIC SERVICE
COMMISSION

In RE:

**South Carolina Electric & Gas Company
– Application for Mid-Period Adjustment
in Two Phases of Base Rates Charged by
South Carolina Electric and Gas
Company for the Recovery of Fuel Costs
Associated with Its Service to Retail
Electric Customers**

**MOTION
FOR
ADMISSION PRO HAC VICE**

CMC Steel – South Carolina (“CMC”) respectfully moves the Public Service Commission of South Carolina (“Commission”) to permit Damon E. Xenopoulos to practice Pro Hac Vice before the Commission in the above-referenced matter. Pursuant to Rule 404 of the South Carolina Appellate Court Rules, Mr. Xenopoulos, together with the undersigned counsel of record, have filed an Application for Admission Pro Hac Vice with the South Carolina Supreme Court. A file stamped copy of that application along with a certificate of service indicating that the application has been filed with the Supreme Court is attached as Exhibit 1.

Respectfully submitted the 28th day of August, 2008.



E. Wade Mullins, III, Esquire
Joey R. Floyd, Esquire
Bruner, Powell, Robbins, Wall & Mullins, LLC
Post Office Box 61110
Columbia, SC 29260
(803) 252-7693
Attorneys for CMC Steel-South Carolina

**BEFORE THE
SOUTH CAROLINA PUBLIC SERVICE COMMISSION**

Docket No. 2008-302-E

In RE:

South Carolina Electric & Gas Company)	
– Application for Mid-Period Adjustment)	
in Two Phases of Base Rates Charged by)	CERTIFICATE OF SERVICE
South Carolina Electric and Gas)	
Company for the Recovery of Fuel Costs)	
Associated with Its Service to Retail)	
Electric Customers)	

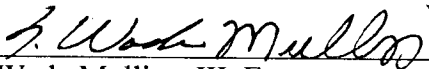
This is to certify that I have caused to be served this day a copy of the **Motion for Admission Pro Hac Vice** via first-class mail, postage pre-paid, to the persons named below at the addresses set forth below:

Nanette S. Edwards, Counsel
Office of Regulatory Staff
1441 Main Street, Suite 300
Columbia, SC 29201
Email: nsedward@regstaff.sc.gov

Shannon Bowyer Hudson, Counsel
Office of Regulatory Staff
1441 Main Street, Suite 300
Columbia, SC 29201
Email: shudson@regstaff.sc.gov

K. Chad Burgess, Senior Counsel
South Carolina Electric and Gas Company
1426 Main Street, MC 130
Columbia, SC 29201
Email: chad.burgess@scana.com

RECEIVED
2008 SEP - 2 PM 3:18
SC PUBLIC SERVICE
COMMISSION



E. Wade Mullins, III, Esq.
Bruner, Powell, Robbins, Wall & Mullins, LLC
P.O. Box 61110
Columbia, South Carolina 29260

BRUNER, POWELL, ROBBINS, WALL & MULLINS, LLC

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WILLIAM D. BRITT, JR., P.A.

* Also Admitted in District of Columbia

AUTHOR'S E-MAIL: WMULLINS@bprwm.com

August 28, 2008

RECEIVED

SEP 02 2008

S.C. SUPREME COURT

VIA HAND DELIVERY

South Carolina Supreme Court
Office of Bar Admissions
1231 Gervais Street
Columbia, South Carolina 29201

RE: **South Carolina Electric and Gas Company –Application for Mid-Period
Adjustment in Two Phases of Base Rates Charged by South Carolina
Electric and Gas Company for the Recovery of Fuel Costs Associated with Its
Service to Retail Electrical Customers
Public Service Commission of South Carolina Docket No. 2008-302-E
Our File No.: 7-1719-103**

To Whom It May Concern:

Pursuant to Rule 404 of the South Carolina Appellate Court Rules, enclosed for filing please find a Verified Application for Admission Pro Hac Vice along with the filing fee in the amount of \$250.00. I would appreciate you file stamping the copies provided as proof of filing and returning them to me via my courier. If you have any questions relating to the enclosed please do not hesitate to contact me.

With my kindest regards, I am

Sincerely yours,



E. Wade Mullins, III

EWM/rdd

Enclosures

cc: Counsel of Record
Damon E. Xenopoulos, Esquire

BEFORE THE
PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

In RE:

South Carolina Electric & Gas Company
– Application for Mid-Period Adjustment
in Two Phases of Base Rates Charged by
South Carolina Electric and Gas
Company for the Recovery of Fuel Costs
Associated with Its Service to Retail
Electric Customers

RECEIVED

Docket No. 2008-302-E SEP 02 2008

S.C. SUPREME COURT

VERIFIED APPLICATION FOR ADMISSION
PRO HAC VICE

Comes now Damon Xenopoulos, applicant herein, and respectfully represents the following:

1. Applicant resides at

5028 Warren Street, NW

Street Address

Washington

DC

, 20016

City County State Zip Code

202-271-1624

Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Brickfield, Burchette, Ritts & Stone, PC, with offices at 1025 Thomas Jefferson St., NW, Eighth Floor, West Tower, Washington DC 20007.

Telephone: 202/342-0800

Fax Number: 202/342-0807.

3. Applicant has been retained personally or as a member of the above named law firm by CMC Steel – South Carolina to provide legal representation in connection with the above case now pending before the above named court of the State of South Carolina.

4. Since October 4th of 1993, applicant has been, and presently is, a member in good standing of the bar of the highest court of the District of Columbia or the State of _____ where applicant regularly practices law. Attached is a certificate of good standing.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

<u>Court:</u>	<u>Date Admitted:</u>
• Appellate Division of the Supreme Court of the State of New York First Judicial Department	February 1, 1988
• Supreme Court of California	June 6, 1989
• United States Court of Appeals for the Ninth Circuit	June 22, 1989
• United States Court of Appeals for the Federal Circuit	May 24, 1990
• United States Court of International Trade	February 7, 1991
• District of Columbia Court of Appeals	October 4, 1993

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below: (List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

Not Applicable (California bar membership is inactive at Applicant's election.)

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Not Applicable

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not Applicable

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not Applicable

9. Local counsel of record associated with applicant in this case is E. Wade Mullins, III and Joey R. Floyd, of Bruner, Powell, Robbins, Wall & Mullins, LLC, 1735 St. Julian Place, Suite 200, Columbia, SC 29260-1110.

If applicable list all other firms/attorneys you are associated with in this matter

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

Applicant filed an application to appear *pro hac vice* in the following proceeding before the Public Service Commission:

Name: Case No. 2006-2-E
South Carolina Electric & Gas Company
Annual Review of Base Rates for Fuel Costs
Status: Settlement approved by Commission
Application: January 12, 2006 and granted by Commission Order
Local Counsel: E. Wade Mullins, III

Name: Case No. 2007-229-E
Application of South Carolina Electric & Gas Company for Adjustments
and Increases in the Company's Electric Rate Schedules and Tariffs
Status: Settlement approved by Commission
Application: June 15, 2007 and granted by Commission Order
Local Counsel: E. Wade Mullins, III

Name: Case No. 2008-196-E
Combined Application of South Carolina Electric & Gas Company for a
Certificate of Environmental Compatibility and Public Convenience and
Necessity and for a Base Load Review Order for the Construction and
Operation of a Nuclear Facility at Jenkinsville, South Carolina
Status: Pending
Application: July 14, 2008 and granted by Commission Order
Local Counsel: E. Wade Mullins, III

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this 25th day of August, 2008.



APPLICANT

VERIFICATION

District of Columbia

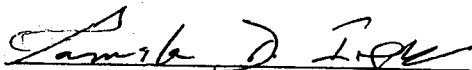
)

I, Damon Xenopoulos, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.



APPLICANT/AFFIANT

Subscribed and sworn to before me this 25th day of August, 2008.



Notary Public for the State of DISTRICT OF COLUMBIA

My Commission Expires: 6/30/09

LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

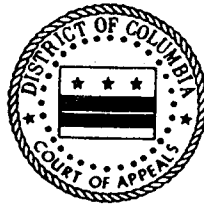
DATED this 28th day of August, 2008.


LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court via hand delivery to the South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 28 day of August, 2008.

Rita W. McCarlis



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D. C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia
Court of Appeals, do hereby certify that

DAMON E. XENOPOULOS

was on the 4TH day of OCTOBER, 1993
duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have
hereunto subscribed my name
and affixed the seal of this
Court at the City of
Washington, D.C., on August
25, 2008.

GARLAND PINKSTON, JR., CLERK

By: M. Charles
Deputy Clerk

DATE	DESCRIPTION	INVOICE #	CHECK AMOUNT	DEDUCTION	NET AMOUNT
08/28/08	CLERK, S.C. SUPREME COURT FILING FEE-VERIFIED APPLICATION FOR ADMISSION PRO HAC VICE	7-1719-103	250.00		250.00

CHECK DATE	CONTROL NUMBER	TOTALS	Gross:	Ded:	Net:
08/28/08	27686		250.00	0.00	250.00

PLEASE DETACH THIS REMITTANCE ADVICE BEFORE DEPOSITING CHECK

BRUNER, POWELL, ROBBINS, WALL & MULLINS, LLC
 A PROFESSIONAL LIMITED LIABILITY COMPANY
 ATTORNEYS AT LAW
 P.O. BOX 61110 803/252-7693
 COLUMBIA, SC 29260-1110

CAROLINA FIRST
 COLUMBIA, SC 29201
 67-219-539

CHECK NO. 27686

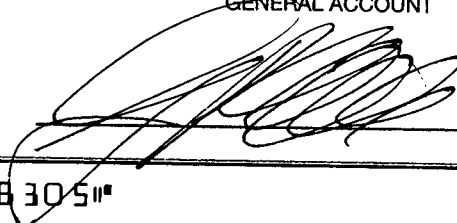
DATE 08/28/08 CHECK AMOUNT

****\$250.00

PAY TO THE ORDER OF: *** TWO HUNDRED FIFTY & 00/100 DOLLARS

CLERK, S.C. SUPREME COURT
 S.C. SUPREME COURT
 POST OFFICE BOX 11330
 COLUMBIA SC 29211

GENERAL ACCOUNT



⑈027686⑈ ⑆053902197⑆ 7100178305⑈

Details on back